

ESTTA Tracking number: **ESTTA599289**Filing date: **04/17/2014**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	Edward T Riley Jr		
Entity	Individual	Citizenship	UNITED STATES
Address	1770 Bramble Bush Way Suwanee, GA 30024 UNITED STATES		

Correspondence information	Edward T Riley Jr 1770 Bramble Bush Way Suwanee, GA 30024 UNITED STATES trmusicgroup@gmail.com Phone:2113-798-8095
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Registration Subject to Cancellation

Registration No	3877629	Registration date	11/16/2010
Registrant	Hannibal, Chauncey, A. 5419 Hollywood Blvd. STE C234 Hollywood, CA 90027 USX		

Goods/Services Subject to Cancellation

Class 041. First Use: 1992/12/09 First Use In Commerce: 1992/12/09 All goods and services in the class are cancelled, namely: entertainment services in the nature of instrumental and vocal group

Grounds for Cancellation

Immoral or scandalous matter	Trademark Act section 2(a)
Deceptiveness	Trademark Act section 2(a)
<i>Torres v. Cantine Torresella S.r.l.Fraud</i>	808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986)

Mark Cited by Petitioner as Basis for Cancellation

U.S. Registration No.	2075927	Application Date	12/09/1992
Registration Date	07/01/1997	Foreign Priority Date	NONE
Word Mark	BLACKSTREET		
Design Mark			
Description of Mark	NONE		

Goods/Services	Class 041. First use: First Use: 1992/03/00 First Use In Commerce: 1992/03/00 entertainment services in the nature of instrumental and vocal group
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Attachments	BLACKSTREET CANCELLATION OF TRADEMARK.pdf(167581 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by USPS Express Mail Post Office to Addressee on this date.

Signature	/Edward T. Riley/
Name	Edward T Riley Jr
Date	04/17/2014

COMMON NUCLEUS OF OPERATIVE FACT
FOR CANCELLATION OF TRADEMARK:

1. Edward T. Riley (hereinafter referred to as “Riley”) is the originator and creative genius behind the group “BlackStreet” which was started as a R&B male singing group that performed musical compositions that were primarily wrote, arranged and produced by Plaintiff Riley in 1991 and beyond.
2. These musical compositions were performed by the group with the first creative exploitation entitled “Baby be Mine” which was included on the “CB4 Soundtrack and released on the first project of the group. This was followed by the group BlackStreet being picked up by a major recording label.
3. Petitioner Riley met Chauncey Hannibal after he was evicted from the apartment that he shared with Damian Hall of the group “Guy” and had no place to live. Chauncey Hannibal was then hired by Petitioner Riley to do general maintenance and upkeep at Riley’s recording studio in Virginia Beach, VA.
4. Thereafter, Chauncey Hannibal was given a Jeep Cherokee truck and was later promoted to Assistant Studio Manager under Petitioner Riley’s

direction and supervision while Petitioner Riley was working with the late Michael Jackson.

5. After a period of time, Petitioner Riley while working on the Bobbi Brown recording project and there was no one available to handle and sing the demo recording of the vocal portions of the project tracks and Riley enlisted Chauncey Hannibal to do the vocal demos which in turn led to Chauncey Hannibal being considered for a vocalist role.
6. Petitioner Riley formed a group which consisted of Joseph Stonestreet, Chanunci Hannibal “Black”, Levi Little and Petitioner Riley.
7. Plaintiff Riley, then took the last part of Joseph Stonestreet’s name, and combined it with the moniker that he had given to Chauncey Hannibal “Black” and created the name of the group, “BlackStreet”.
8. After release of the initial single that was included on the “CB4” Soundtrack, Petitioner Riley was approached by John McClain who indicated a desire to sign the group to Interscope Records.
9. Petitioner Riley then signed the group BlackStreet to his label which was “Little Man Records” and registered the trademark for BlackStreet as well as forming the corporate entity for BlackStreet.
10. Petitioner Riley and Interscope President & CEO, Jimmy Iovine were then and continue now as the sole owners of all the master tapes and

recordings of BlackStreet. ChaunceyHannibal has never been an owner of any Master recordings or intellectual property of BlackStreet at any time.

11. From the time of the original trademark registration, in December, 1998 until its untimely expiration, Petitioner Riley was the sole owner of all BlackStreet trademarks, copyrights and intellectual property.
12. With the release of the second project, Plaintiff Riley did the lead vocals on the hit record “No Diggity”. This second project went on to sell over 6 million units.
13. Plaintiff Riley voluntarily shared the proceeds of all income with group members on an equal basis until Chauncey Hannibal begin engaging in behind the scenes chicanery consisting of spreading lies and rumors about other group members and Petitioner Riley which resulted in the other group members being relegated to lower amounts of the groups proceeds and revenues.
14. This resulted in the eventual breakup of the group BlackStreet as the other members refused to work with Chauncey Hannibal due to his interference with the group members and the unfair distribution of proceeds and revenues.

15. Chauncey Hannibal, even though signed to Petitioner Riley's label breached his contract with Petitioner Riley by signing with Busta Rhymes on another project. Petitioner then released Chauncey Hannibal from his contract in order to allow him to proceed with his project with Busta Rhymes.
16. At or around this time, Chauncey Hannibal was then handling the business aspects of BlackStreet for Petitioner Riley who was then actively engaged with other artists and recording projects. While serving in this capacity, Chauncey Hannibal received the renewal registration for Petitioner Riley's initial registration of his trademark and instead of filling it out and returning to the USPTO, Chauncey Hannibal intentionally and fraudulently allowed Petitioner Riley's Trademark Registration to expire by failing to file the required reports with the USPTO in a timely manner resulting in the administrative cancellation of Plaintiff Riley's Trademark on April 4, 2008 and Petitioner Riley had no advance knowledge of this deceptive act of treachery by Chauncey Hannibal until sometime years later as Hannibal had lied to Petitioner Riley and assured him that he had "handled" the registration documents relative to Petitioner Riley Trademark when in fact, Chauncey Hannibal had allowed Petitioner Riley's Trademark Registration to expire.

17. Chauncey Hannibal then insidiously and surreptitiously filed his own Trademark registration in order to pilfer, steal and fraudulently convert assets and intellectual property rights belonging to the Petitioner Riley to his own personal name and usage in violation of 15 U.S.C. 1115(b)(1),(3) and (6).
18. Teddy Riley originally registered the trademark for Black Street in 1998 and was issued Registration Number 2075927.
19. Prior to the re-registration of said trademark, defendant Chauncey Black through the misuse of insider information fraudulently filed a registration for Plaintiffs mark and sought to fraudulently take unto himself and his co-conspirators, control and the right of commercial exploitation of the creative intellectual property that rightfully belongs to the Plaintiff Teddy Riley which he did by deceptively allowing Plaintiff Riley's Trademark Registration to expire which he was responsible for filing on behalf of Plaintiff Riley.
20. That the actions of defendant Chauncey Hannibal are in violation of 15 U.S.C. 1115(b)(1),(3) and (6).
21. That injunctive relief is available to the Plaintiffs in this instance pursuant to 15 U.S.C. 1116, et seq.